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Attorney for the Material Witness

**United States District Court  
 Southern District of California**  
 (Hon. Nita L. Stormes)

|                           |   |                                    |
|---------------------------|---|------------------------------------|
| UNITED STATES OF AMERICA, | ) | Criminal Case No. 08CR1455BEN(NLS) |
|                           | ) |                                    |
| Plaintiff,                | ) | <b>Proof of Service</b>            |
|                           | ) |                                    |
| v.                        | ) |                                    |
|                           | ) |                                    |
| ARA E. AVETYANTS, et al., | ) |                                    |
|                           | ) |                                    |
| Defendants.               | ) |                                    |

I, Ned Lynch, declare that at the time of the service of the document(s) noted below, I was at least 18 years of age and not a party to the lawsuit noted above. My business address is 110 West C Street, Suite 1407, San Diego, CA 92101. On May 18, 2008 I served the document(s) noted below by ECF to the person(s) at the e-mail addressed listed by the ECF system for the Southern District of California, or by other delivery as noted, which may have included by placing a copy of the document(s) in an envelope (with sufficient first class postage in route for delivery by the U.S. Postal Service) to the addressee(s) noted below, as is the common practice for this business office.

**Document(s) Served**

1. Notice of Motion and Motion to Take the Videotape Deposition of a Material Witness and Thereafter Release Him From Custody
2. Points and authorities supporting that motion
3. Declaration of attorney Ned Lynch supporting that motion

**Served On**

|                             |                                |                     |
|-----------------------------|--------------------------------|---------------------|
| AUSA Rebecca Kantor         | Attorney Kristin Kraus         | Attorney Jodi Thorp |
| Office of the U.S. Attorney | Federal Defenders of San Diego | (served by ECF)     |
| (served by ECF)             | (served by ECF)                |                     |
| Attorney Garo Ghazarian     |                                |                     |
| (served by e-mail)          |                                |                     |
| gbglaw@sbcglobal.com        |                                |                     |

I declare under penalty of perjury under the laws of the United States that the above is true and accurate.

Dated: May 18, 2008

S/Ned Lynch  
 Ned Lynch